SUPREME COURT OF THE UNITED STATES

October Term, 1968.

BALISTRIERI *v.* UNITED STATES.

ON PETITION FOR REHEARING.

No. 1070. Decided June 16, 1969.

PER CURIAM.

The petition for rehearing is granted and the order denying the petition for a writ of certiorari is vacated. The petition for a writ of certiorari is granted and the judgment of the United States Court of Appeals for the Seventh Circuit is vacated. The case is remanded to the United States District Court for the Southern District of Illinois for further proceedings in light of *Alderman* v. *United States*, 394 U. S. 165, and *Giordano* v. *United States*, 394 U. S. 310.

MR. JUSTICE BLACK dissents.

MR. JUSTICE MARSHALL took no part in the consideration or decision of this case.